

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK**

CONSTITUTION PIPELINE
COMPANY, LLC

Plaintiff,

v.

A PERMANENT EASEMENT FOR
3.62 ACRES AND TEMPORARY
EASEMENTS FOR 3.08 ACRES
IN MIDDLEBURGH,
SCHOHARIE COUNTY, NEW YORK,
TAX PARCEL NUMBER 81.-4-13,
JAMES E. BIXBY, et al.

Defendants.

CIVIL ACTION

Case No. 1:14-cv-02000-NAM-RFT

Electronically Filed

ORDER

AND NOW, this 21st day of February, 2015, upon consideration of Plaintiff's Omnibus Motion for Preliminary Injunction for Possession of Rights of Way by February 16, 2015 Pursuant to the Natural Gas Act and Federal Rules of Civil Procedure 71.1 and 65, and the documents and arguments submitted in reference thereto, and the Motion is hereby GRANTED and:

(a) Upon filing the bond required below, beginning February 16, 2015, Plaintiff Constitution Pipeline Company, LLC ("Constitution") is granted access to, possession of and entry to the following Rights of Way:

1. A permanent right of way and easement, containing 3.62 acres, as described as "Area of Permanent Right of Way" in Exhibit A attached hereto, for the purpose of constructing, operating, maintaining, altering, repairing, changing the size of, replacing and removing a pipeline and all related equipment and appurtenances thereto (including but not limited to meters, fittings, tie-overs, valves, cathodic protection equipment and launchers and receivers) for the transportation of natural gas, or its byproducts, and other substances as approved by the Federal Energy

Regulatory Commission pursuant to the Natural Gas Act and the Order of the Federal Energy Regulatory Commission dated December 2, 2014, Docket Nos. CP13-499-000 and CP13-502-000, 149 FERC ¶ 61,199 (2014); together with all rights and benefits necessary or convenient for the full enjoyment or use of the right of way and easement. Defendants shall have a right of ingress and egress across the permanent right of way, provided that Defendants shall not build any permanent structures on said permanent right of way or any part thereof, will not change the grade of said permanent right of way, or any part thereof, will not plant trees on said permanent right of way, or any part thereof, or use said permanent right of way or any part thereof for a road, or use said permanent right of way or any part thereof in such a way as to interfere with Plaintiff's immediate and unimpeded access to said permanent right of way, or otherwise interfere with Plaintiff's lawful exercise of any of the rights herein granted without first having obtained Plaintiff's approval in writing, and Defendants will not permit others to do any of said acts without first having obtained Plaintiff's approval in writing, except that the landowner may construct a single driveway that crosses the permanent right of way perpendicularly after providing reasonable notice to Plaintiff provided that Defendants do not excavate or change the grade of the permanent right of way during construction of said driveway. Plaintiff shall have the right to cut the driveway if necessary to access the pipeline, but will restore the driveway to its original condition. Plaintiff shall also have the right from time to time at no additional cost to Defendants to cut and remove all trees including trees considered as a growing crop, all undergrowth and any other obstructions that may injure, endanger or interfere with the construction and use of said pipeline and all related equipment and appurtenances thereto.

2. Temporary easements of 3.08 acres, as described as "Area of Temporary Workspace" and "Area of Additional Temporary Workspace" in Exhibit A attached hereto, for use during the pipeline construction and restoration period only for the purpose of ingress, egress and regress and to enter upon, clear off and use for construction and all activities required by the Order of the Federal Energy Regulatory Commission dated December 2, 2014, Docket Nos. CP13-499-000 and CP13-502-000, 149 FERC ¶ 61,199 (2014).

(b) Constitution shall post a bond in the amount of \$88,000.00 as security for the payment of just compensation to Defendants.

(c) Constitution shall record this Order in the County Clerk's Office of Schoharie County, New York.

IT IS SO ORDERED.

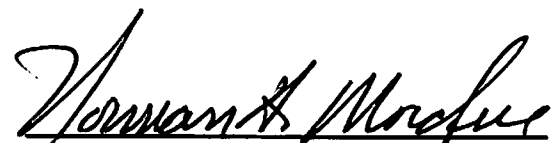
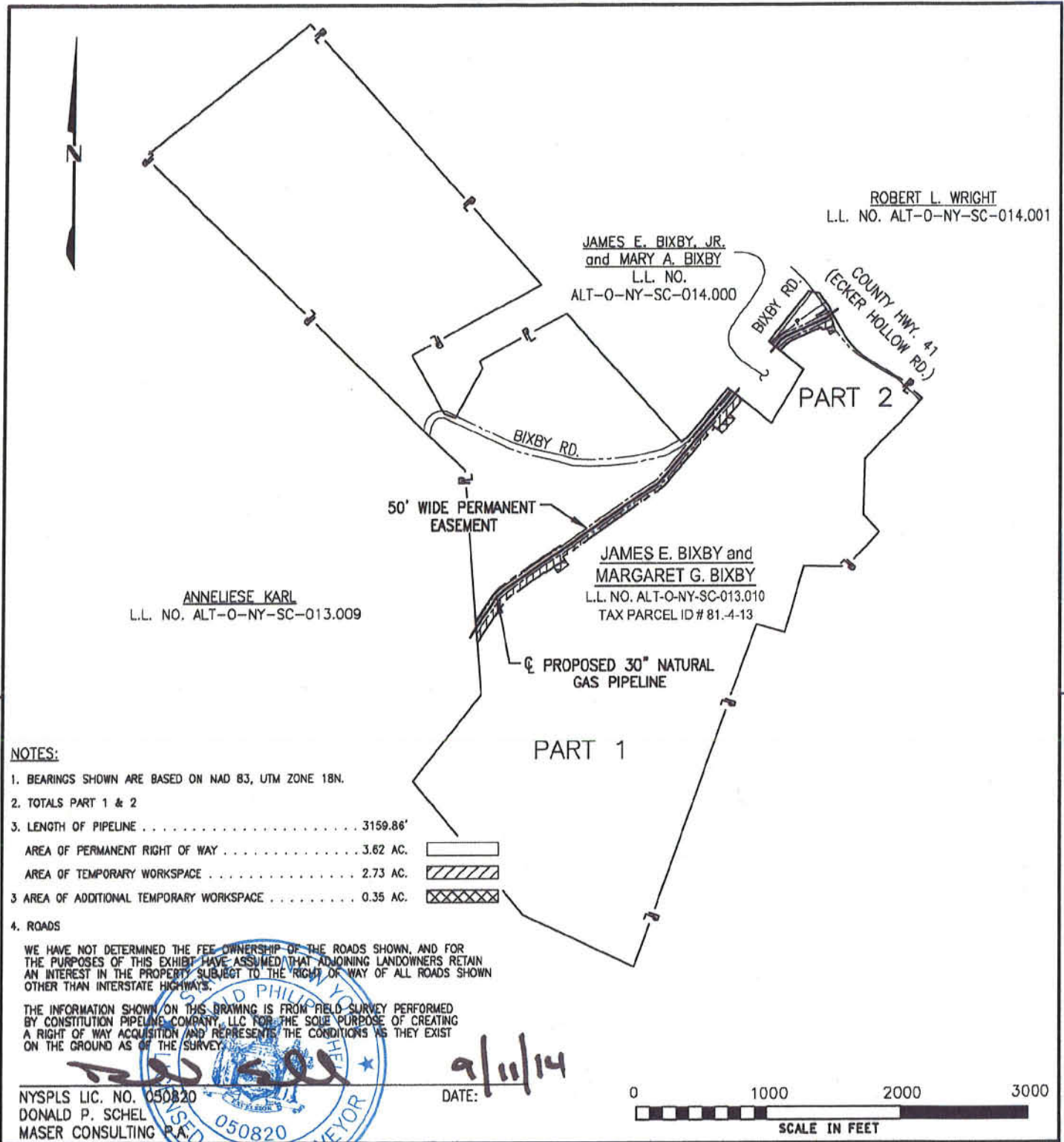

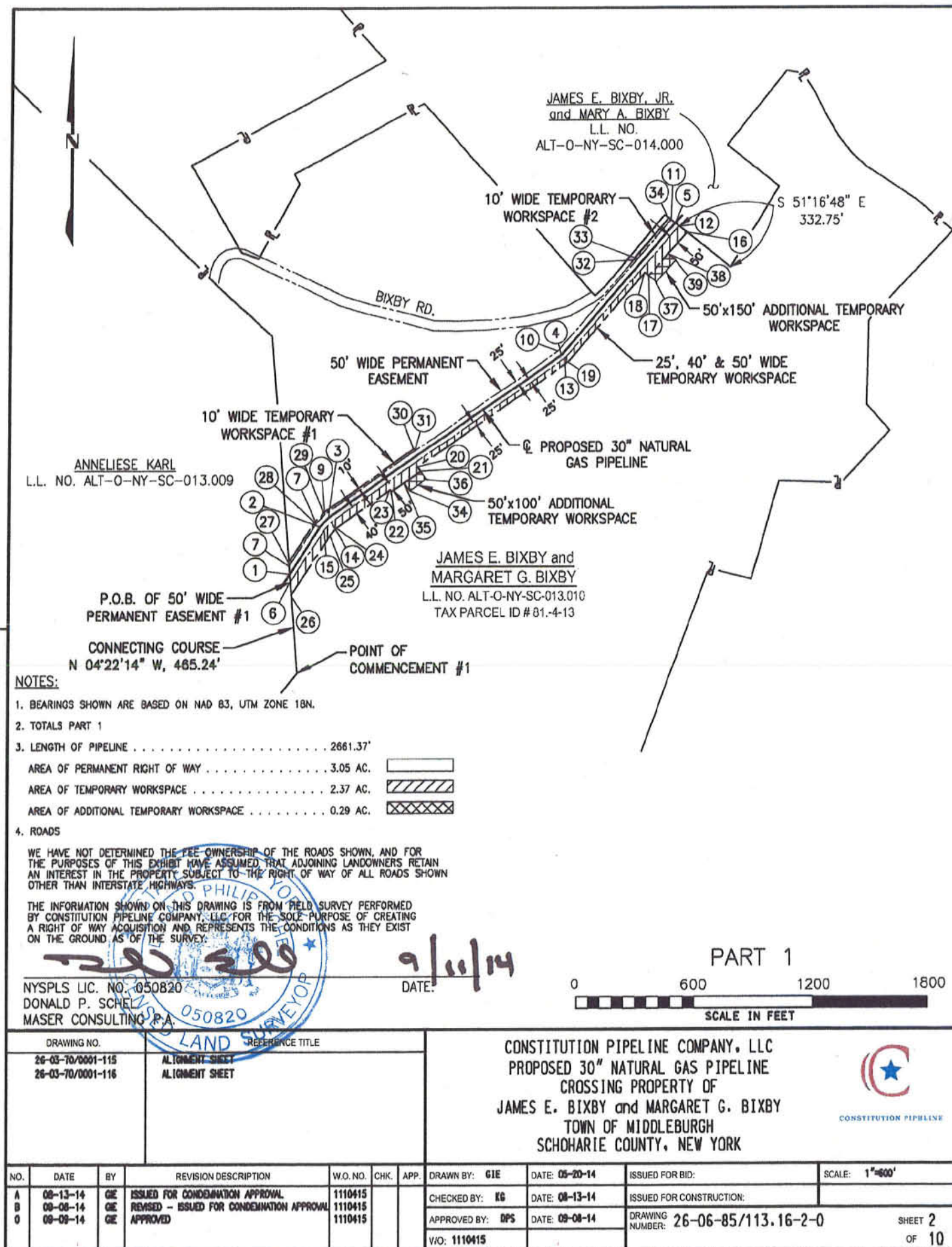

Norman A. Mordue
Senior U.S. District Judge

EXHIBIT A



DRAWING NO. 26-03-70/0001-115 26-03-70/0001-116		REFERENCE TITLE ALIGNMENT SHEET ALIGNMENT SHEET		CONSTITUTION PIPELINE COMPANY, LLC PROPOSED 30" NATURAL GAS PIPELINE CROSSING PROPERTY OF JAMES E. BIXBY and MARGARET G. BIXBY TOWN OF MIDDLEBURGH SCHOHARIE COUNTY, NEW YORK				 CONSTITUTION PIPELINE		
NO.	DATE	BY	REVISION DESCRIPTION	W.O. NO.	CHK.	APP.	DRAWN BY: GIE	DATE: 05-20-14	ISSUED FOR BID:	SCALE: 1"=1000'
A	08-13-14	GE	ISSUED FOR CONDEMNATION APPROVAL	1110415			CHECKED BY: KG	DATE: 08-13-14	ISSUED FOR CONSTRUCTION:	
B	08-08-14	GE	REVISED - ISSUED FOR CONDEMNATION APPROVAL	1110415			APPROVED BY: DPS	DATE: 09-08-14	DRAWING NUMBER: 26-06-85/113.16-1-0	SHEET 1
O	09-09-14	GE	APPROVED	1110415			W.O. 1110415			OF 10



PROPOSED 30" NATURAL GAS PIPELINE

POINT#	BEARING	DISTANCE
1-2	N 32°56'08" E	285.91'
2-3	N 43°48'23" E	58.92'
3-4	N 54°40'38" E	1434.75'
4-5	N 41°07'32" E	881.79'

50' WIDE PERMANENT EASEMENT

POINT#	BEARING	DISTANCE
6-7	N 04°22'14" W	82.50'
7-8	N 32°56'08" E	255.47'
8-9	N 43°48'23" E	63.68'
9-10	N 54°40'38" E	1434.16'
10-11	N 41°07'32" E	877.77'
11-12	S 51°16'48" E	50.04'
12-13	S 41°07'32" W	885.81'
13-14	S 54°40'38" W	1435.34'
14-15	S 43°48'23" W	54.17'
15-6	S 32°56'08" W	316.34'

25' 40' & 50' WIDE TEMPORARY WORKSPACE

POINT#	BEARING	DISTANCE
6-15	N 32°56'08" E	316.34'
15-14	N 43°48'23" E	54.17'
14-13	N 54°40'38" E	1435.34'
13-12	N 41°07'32" E	885.81'
12-16	S 51°16'48" E	50.20'
16-17	S 41°07'32" W	292.57'
17-18	N 48°56'53" W	25.00'
18-19	S 41°07'32" W	598.28'
19-20	S 54°40'38" W	921.96'
20-21	S 35°19'22" E	25.00'
21-22	S 54°40'38" W	176.30'
22-23	N 35°19'22" W	10.00'
23-24	S 54°40'38" W	336.25'
24-25	S 43°48'23" W	46.55'
25-26	S 32°56'08" W	365.03'
26-6	N 04°22'14" W	66.00'

10' WIDE TEMPORARY WORKSPACE #1

POINT#	BEARING	DISTANCE
7-27	N 04°22'14" W	16.50'
27-28	N 32°56'08" E	243.30'
28-29	N 43°48'23" E	65.58'
29-30	N 54°40'38" E	560.28'
30-31	S 35°19'22" E	10.00'
31-9	S 54°40'38" W	559.33'
9-8	S 43°48'23" W	63.68'
8-7	S 32°56'08" W	255.47'

10' WIDE TEMPORARY WORKSPACE #2

POINT#	BEARING	DISTANCE
32-33	N 48°56'04" W	12.75'
33-34	N 40°05'34" E	261.64'
34-11	S 55°54'25" E	17.60'
11-32	S 41°07'32" W	263.74'

50'x100' ADDITIONAL TEMPORARY WORKSPACE

POINT#	BEARING	DISTANCE
35-21	N 54°40'38" E	100.00'
21-36	S 35°19'22" E	50.00'
36-34	S 54°40'38" W	100.00'
34-35	N 35°19'22" W	50.00'


50'x150' ADDITIONAL TEMPORARY WORKSPACE

POINT#	BEARING	DISTANCE
17-38	N 41°07'32" E	150.00'
38-39	S 48°56'04" E	50.00'
39-37	S 41°07'32" W	150.00'
37-17	N 48°55'59" W	50.00'

NYSPLS LIC. NO. 050820
DONALD P. SCHEER
MASER CONSULTING P.A.

DATE: 7/11/14

PART 1

DRAWING NO. 26-03-70/0001-115 26-03-70/0001-116		REFERENCE TITLE ALIGNMENT SHEET ALIGNMENT SHEET		CONSTITUTION PIPELINE COMPANY, LLC PROPOSED 30" NATURAL GAS PIPELINE CROSSING PROPERTY OF JAMES E. BIXBY and MARGARET G. BIXBY TOWN OF MIDDLEBURGH SCHOHARIE COUNTY, NEW YORK				 CONSTITUTION PIPELINE		
NO.	DATE	BY	REVISION DESCRIPTION	W.O. NO.	CHK.	APP.	DRAWN BY: GIE	DATE: 05-20-14	ISSUED FOR BID:	SCALE: NONE
A	08-13-14	GE	ISSUED FOR CONDEMNATION APPROVAL	1110415			CHECKED BY: KG	DATE: 08-13-14	ISSUED FOR CONSTRUCTION:	
B	08-08-14	GE	REVISED - ISSUED FOR CONDEMNATION APPROVAL	1110415			APPROVED BY: DPS	DATE: 08-08-14	DRAWING NUMBER: 26-06-85/113.16-3-0	SHEET 3
O	08-08-14	GE	APPROVED	1110415			WO: 1110415			OF 10

DESCRIPTION FOR THE PROPOSED 50' PERMANENT EASEMENT
ACROSS PROPERTY OF
JAMES E. BIXBY and MARGARET G. BIXBY
TAX PARCEL ID # 81.-4-13
BOOK 329, PAGE 183
LOCATED IN TOWN OF MIDDLEBURGH
SCHOHARIE COUNTY, NEW YORK

Commencing at a point in the West boundary line of the aforementioned parcel, said point being the most Easterly Southwest corner and Point of Commencement; thence N 04°22'14" W a distance of 465.24 feet to a point, said point being the Point of Beginning;

Thence continuing along said boundary line, N 04°22'14" W a distance of 82.50 feet to a point;

Thence, N 32°56'08" E a distance of 255.47 feet to a point;

Thence, N 43°48'23" E a distance of 63.68 feet to a point;

Thence, N 54°40'38" E a distance of 1434.16 feet to a point;

Thence, N 41°07'32" E a distance of 877.77 feet to a point in the division line between the lands of James E. Bixby and Margaret G. Bixby to the South and lands of James E. Bixby, Jr. and Mary A. Bixby to the North;

Thence along said division line, S 51°16'48" E a distance of 50.04 feet to a point;

Thence through the lands of James E. Bixby and Margaret G. Bixby, S 41°07'32" W a distance of 885.81 feet to a point;

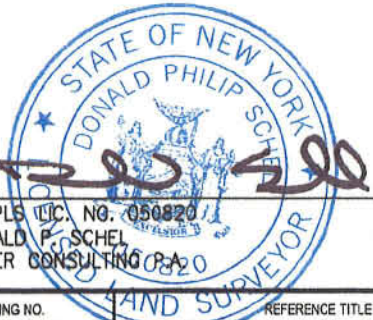
Thence, S 54°40'38" W a distance of 1435.34 feet to a point;

Thence, S 43°48'23" W a distance of 54.17 feet to a point;

Thence, S 32°56'08" W a distance of 316.34 feet to the Point of Beginning containing 3.05 acres.

The 3.05 acres being part of the 3.62 acres total, as shown on Sheet 1, "Area of Permanent Right of Way".

All this is more fully shown on Drawing No. 26-06-85/113.16-1 thru 10 entitled "Constitution Pipeline Company, LLC - James E. Bixby and Margaret G. Bixby - Located in the Town of Middleburgh - Schoharie County, New York" dated September 09, 2014.




NYSPLS LLC, NO. 050820
DONALD P. SCHEL
MASER CONSULTING P.A.

DATE:

9/11/14

PART 1

DRAWING NO.		REFERENCE TITLE		CONSTITUTION PIPELINE COMPANY, LLC PROPOSED 30" NATURAL GAS PIPELINE CROSSING PROPERTY OF JAMES E. BIXBY and MARGARET G. BIXBY TOWN OF MIDDLEBURGH SCHOHARIE COUNTY, NEW YORK				 CONSTITUTION PIPELINE		
26-03-70/0001-115 26-03-70/0001-116		ALIGNMENT SHEET ALIGNMENT SHEET								
NO.	DATE	BY	REVISION DESCRIPTION	W.O. NO.	CHK.	APP.	DRAWN BY: GIE	DATE: 05-20-14	ISSUED FOR BID:	SCALE: NONE
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O	08-08-14	GIE	APPROVED	1110415			VIO: 1110415			OF 10

DESCRIPTION FOR THE PROPOSED 25', 40' & 50' TEMPORARY WORKSPACE

Beginning at a point in the West boundary line of the aforementioned parcel, said point being the said Point of Beginning for the Proposed 50' Permanent Easement;

Thence, N 32°56'08" E a distance of 316.34 feet to a point;
 Thence, N 43°48'23" E a distance of 54.17 feet to a point;
 Thence, N 54°40'38" E a distance of 1435.34 feet to a point;
 Thence, N 41°07'32" E a distance of 885.81 feet to a point in the division line between the lands of James E. Bixby to the South and lands of James E. Bixby, Jr. to the North;
 Thence along said division line, S 51°16'48" E a distance of 50.20 feet to a point;
 Thence through the lands of James E. Bixby, S 41°09'24" W a distance of 292.57 feet to a point;
 Thence, N 48°56'53" W a distance of 25.00 feet to a point;
 Thence, S 41°07'32" W a distance of 598.28 feet to a point;
 Thence, S 54°40'38" W a distance of 921.96 feet to a point;
 Thence, S 35°19'22" E a distance of 25.00 feet to a point;
 Thence, S 54°40'38" W a distance of 176.30 feet to a point;
 Thence, N 35°19'22" W a distance of 10.00 feet to a point;
 Thence, S 54°40'38" W a distance of 336.25 feet to a point;
 Thence, S 43°48'23" W a distance of 46.55 feet to a point;
 Thence, S 32°56'08" W a distance of 365.03 feet to a point in the West boundary line of said parcel of land;
 Thence along said West boundary line, N 04°22'14" W a distance of 66.00 feet to the Point of Beginning containing 2.08 acres.

The 2.08 acres being part of the 2.73 acres total, as shown on Sheet 1, "Area of Temporary Workspace".

DESCRIPTION FOR THE PROPOSED 10' TEMPORARY WORKSPACE #1

Beginning at a point in the West boundary line of the aforementioned parcel, said point being located N 04°22'14" W a distance of 82.50 feet from the said Point of Beginning for the Proposed 50' Permanent Easement;

Thence continuing along said West boundary line, N 04°22'14" W a distance of 16.50 feet to a point;
 Thence, N 32°56'08" E a distance of 243.30 feet to a point;
 Thence, N 43°48'23" E a distance of 65.58 feet to a point;
 Thence, N 54°40'38" E a distance of 560.28 feet to a point;
 Thence, S 35°19'22" E a distance of 10.00 feet to a point;
 Thence, S 54°40'38" W a distance of 559.33 feet to a point;
 Thence, S 43°48'23" W a distance of 63.68 feet to a point;
 Thence, S 32°56'08" W a distance of 255.47 feet to the Point of Beginning containing 0.20 acre.

The 0.20 acre being part of the 2.73 acres total, as shown on Sheet 1, "Area of Temporary Workspace".

DESCRIPTION FOR THE PROPOSED 10' TEMPORARY WORKSPACE #2

Beginning at a point located N 48°58'06" E a distance of 2395.01 feet, from the said Point of Beginning for the Proposed 50' Permanent Easement;


Thence, N 48°56'04" W a distance of 12.75 feet to a point;
 Thence, N 40°05'34" E a distance of 261.64 feet to a point in the division line between the lands of James E. Bixby to the South and lands of James E. Bixby, Jr. to the North;
 Thence along said division line, S 55°54'25" E a distance of 17.60 feet to a point;
 Thence through the lands of James E. Bixby, S 41°07'32" W a distance of 263.74 feet to the Point of Beginning containing 0.09 acres

The 0.09 acre being part of the 2.73 acres total, as shown on Sheet 1, "Area of Temporary Workspace".

NYSPLS LIC. NO. 050820
 DONALD R. SCHEE
 MASER CONSULTING P.A.

DATE:

PART 1

DRAWING NO. 26-03-70/0001-115 26-03-70/0001-116		REFERENCE TITLE ALIGNMENT SHEET ALIGNMENT SHEET		CONSTITUTION PIPELINE COMPANY, LLC PROPOSED 30" NATURAL GAS PIPELINE CROSSING PROPERTY OF JAMES E. BIXBY and MARGARET G. BIXBY TOWN OF MIDDLEBURGH SCHOHARIE COUNTY, NEW YORK						
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O	09-08-14	GIE	APPROVED	1110415			WO: 1110415			OF 10

DESCRIPTION FOR THE PROPOSED 50'x100' ADDITIONAL TEMPORARY WORKSPACE

Beginning at a point located N 48°53'18" E a distance of 767.30 feet from the said Point of Beginning for the Proposed 50' Permanent Easement;

Thence, N 54°40'38" E a distance of 100.00 feet to a point;

Thence, S 35°19'22" E a distance of 50.00 feet to a point;

Thence, S 54°40'38" W a distance of 100.00 feet to a point;

Thence, N 35°19'22" W a distance of 50.00 feet to the Point of Beginning containing 0.12 acre.

The 0.12 acre being part of the 0.35 acre total, as shown on Sheet 1, "Area of Additional Temporary Workspace".

DESCRIPTION FOR THE PROPOSED 50'x150' ADDITIONAL TEMPORARY WORKSPACE

Beginning at a point located N 49°25'17" E a distance of 2382.87 feet from the said Point of Beginning for the Proposed 50' Permanent Easement;

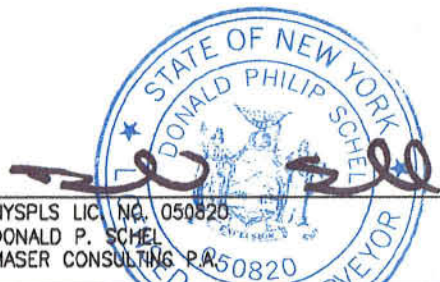
Thence, N 41°07'32" E a distance of 150.00 feet to a point;

Thence, S 48°56'04" E a distance of 50.00 feet to a point;

Thence, S 41°07'32" W a distance of 150.00 feet to a point;

Thence, N 48°55'59" W a distance of 50.00 feet to the Point of Beginning containing 0.17 acre.

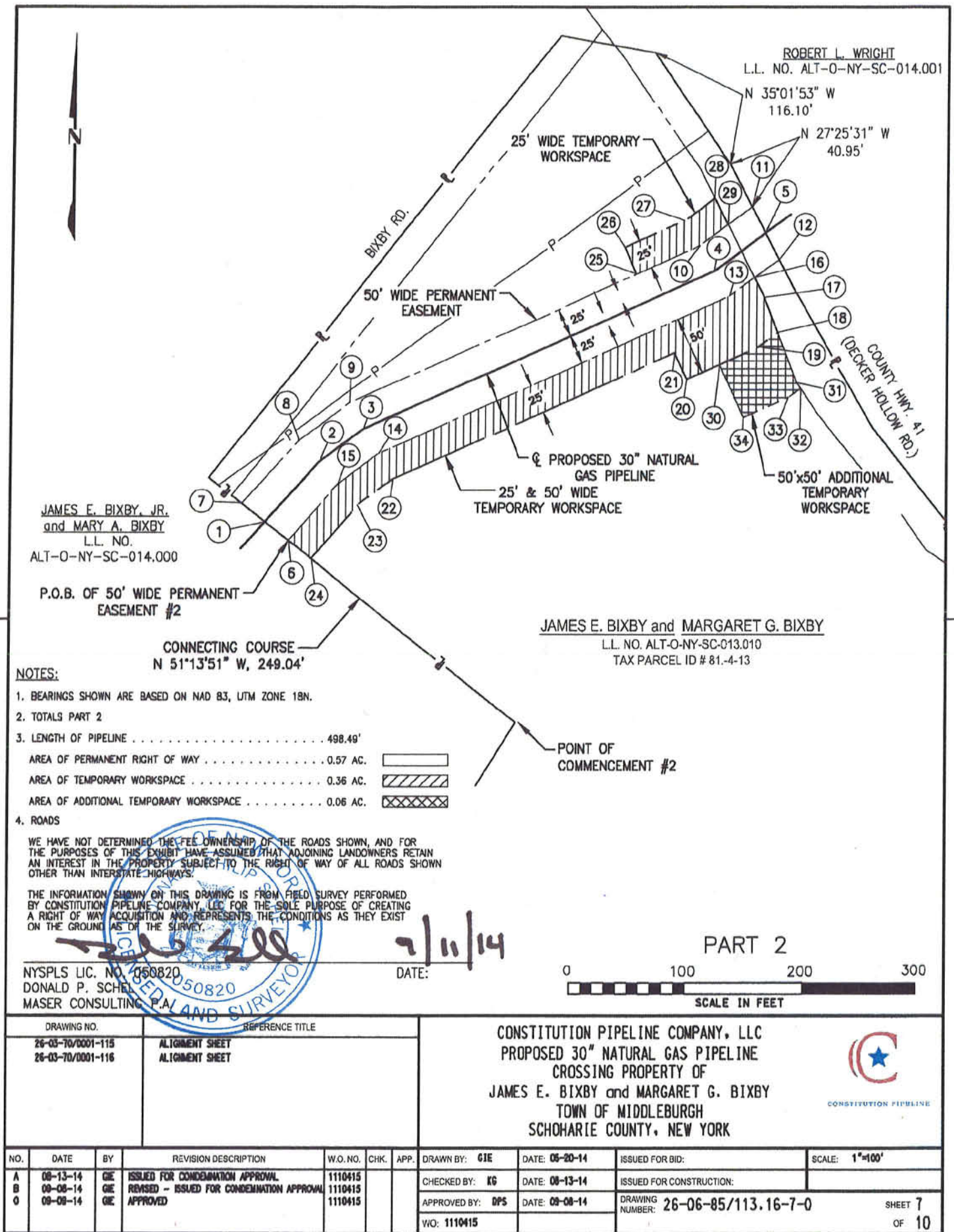
The 0.17 acre being part of the 0.35 acre total, as shown on Sheet 1, "Area of Additional Temporary Workspace".



DATE: 9/11/14

PART 1

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O	08-09-14	GE	APPROVED	1110415			WO: 1110415			OF 10



PROPOSED 30" NATURAL GAS PIPELINE

POINT#	BEARING	DISTANCE
1-2	N 41°07'32" E	67.89'
2-3	N 53°22'14" E	48.85'
3-4	N 65°40'33" E	327.39'
4-5	N 53°23'00" E	54.36'

25' WIDE TEMPORARY WORKSPACE

POINT#	BEARING	DISTANCE
25-26	N 24°19'27" W	25.00'
26-27	N 65°40'33" E	56.10'
27-28	N 53°23'00" E	31.64'
28-29	S 26°54'11" E	25.36'
29-10	S 53°23'00" W	30.05'
10-25	S 65°40'33" W	58.79'

50' WIDE PERMANENT EASEMENT

POINT#	BEARING	DISTANCE
6-7	N 51°13'51" W	50.04'
7-8	N 41°07'32" E	71.60'
8-9	N 53°23'14" E	54.23'
9-10	N 65°40'33" E	327.40'
10-11	N 53°23'00" E	55.71'
11-12	S 27°25'31" E	50.65'
12-13	S 53°23'00" W	53.00'
13-14	S 65°40'33" W	327.39'
14-15	S 53°22'14" W	43.48'
15-6	S 41°07'32" W	64.17'

50'x50' ADDITIONAL TEMPORARY WORKSPACE

POINT#	BEARING	DISTANCE
30-19	N 65°40'33" E	36.63'
19-18	N 53°23'00" E	20.35'
18-31	S 21°02'01" E	45.94'
31-32	S 34°43'10" E	5.75'
32-33	S 53°23'00" W	13.20'
33-34	S 65°40'33" W	42.01'
34-30	N 24°19'27" W	50.00'


25' & 50' WIDE TEMPORARY WORKSPACE

POINT#	BEARING	DISTANCE
6-15	N 41°07'32" E	64.17'
15-14	N 53°22'14" E	43.48'
14-13	N 65°40'33" E	327.39'
13-16	N 53°23'00" E	26.88'
16-17	S 26°54'14" E	19.08'
17-18	S 21°02'02" E	32.39'
18-19	S 53°23'00" W	20.35'
19-20	S 65°40'33" W	67.10'
20-21	N 24°19'27" W	25.00'
21-22	S 65°40'33" W	262.98'
22-23	S 53°22'14" W	38.10'
23-24	S 41°07'32" W	60.46'
24-6	N 51°13'51" W	25.07'

NYSPLS LIC. NO. 050820
DONALD P. SCHIEL
MASER CONSULTING P.A.

DATE: 9/11/14

PART 2

DRAWING NO. 26-03-70/0001-115 26-03-70/0001-116		REFERENCE TITLE ALIGNMENT SHEET ALIGNMENT SHEET		CONSTITUTION PIPELINE COMPANY, LLC PROPOSED 30" NATURAL GAS PIPELINE CROSSING PROPERTY OF JAMES E. BIXBY and MARGARET G. BIXBY TOWN OF MIDDLEBURGH SCHOHARIE COUNTY, NEW YORK				 CONSTITUTION PIPELINE		
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O	09-08-14	GIE	APPROVED	1110415			WO: 1110415			OF 10

DESCRIPTION FOR THE PROPOSED 50' PERMANENT EASEMENT
ACROSS PROPERTY OF
JAMES E. BIXBY and MARGARET G. BIXBY
TAX PARCEL ID # 81-4-13
BOOK 329, PAGE 183
LOCATED IN TOWN OF MIDDLEBURGH
SCHOHARIE COUNTY, NEW YORK

Commencing at a point in the most Northerly Southwest boundary line of the aforementioned parcel, said point being an interior Northerly East corner and Point of Commencement; thence N 51°13'51" W a distance of 249.04 feet to a point, said point being the Point of Beginning;

Thence continuing along said boundary line, N 51°13'51" W a distance of 50.04 feet to a point;

Thence, N 41°07'32" E a distance of 71.60 feet to a point;

Thence, N 53°23'14" E a distance of 54.23 feet to a point;

Thence, N 65°40'33" E a distance of 327.40 feet to a point;

Thence, N 53°23'00" E a distance of 55.71 feet to a point in the division line between the lands of James E. Bixby and Margaret G. Bixby to the South and lands of Robert L. Wright to the North;

Thence along said division line, S 27°25'31" E a distance of 50.65 feet to a point;

Thence through the lands of James E. Bixby and Margaret G. Bixby, S 53°23'00" W a distance of 53.00 feet to a point;

Thence, S 65°40'33" W a distance of 327.39 feet to a point;

Thence, S 53°22'14" W a distance of 43.48 feet to a point;

Thence, S 41°07'32" W a distance of 64.17 feet to the Point of Beginning containing 0.57 acre.


The 0.57 acre being part of the 3.62 acres total, as shown on Sheet 1, "Area of Permanent Right of Way".

All this is more fully shown on Drawing No. 26-06-85/113.16-1 thru 10 entitled "Constitution Pipeline Company, LLC - James E. Bixby and Margaret G. Bixby - Located in the Town of Middleburgh - Schoharie County, New York " dated September 09, 2014.



DATE: 9/11/14

PART 2

DRAWING NO. 26-03-70/0001-115 26-03-70/0001-116		REFERENCE TITLE ALIGNMENT SHEET ALIGNMENT SHEET		CONSTITUTION PIPELINE COMPANY, LLC PROPOSED 30" NATURAL GAS PIPELINE CROSSING PROPERTY OF JAMES E. BIXBY and MARGARET G. BIXBY TOWN OF MIDDLEBURGH SCHOHARIE COUNTY, NEW YORK				 CONSTITUTION PIPELINE		
NO.	DATE	BY	REVISION DESCRIPTION	W.O. NO.	CHK.	APP.	DRAWN BY: GIE	DATE: 05-20-14	ISSUED FOR BID:	SCALE: NONE
A	08-13-14	GIE	ISSUED FOR CONDEMNATION APPROVAL	1110415			CHECKED BY: KG	DATE: 08-13-14	ISSUED FOR CONSTRUCTION:	
B	08-08-14	GIE	REVISED - ISSUED FOR CONDEMNATION APPROVAL	1110415			APPROVED BY: DPS	DATE: 08-08-14	DRAWING NUMBER: 26-06-85/113.16-9-0	SHEET 9
O	08-08-14	GIE	APPROVED	1110415			WO: 1110415			OF 10

DESCRIPTION FOR THE PROPOSED 25' & 50' TEMPORARY WORKSPACE

Beginning at a point in the most Northerly Southwest boundary line of the aforementioned parcel, said point being the said Point of Beginning for the Proposed 50' Permanent Easement;

Thence, N 41°07'32" E a distance of 64.17 feet to a point;

Thence, N 53°22'14" E a distance of 43.48 feet to a point;

Thence, N 65°40'33" E a distance of 327.39 feet to a point;

Thence, N 53°23'00" E a distance of 26.88 feet to a point in the Southwesterly right-of-way line of County Road 41 (Decker Hollow Road);

Thence along said right-of-way line, S 26°54'14" E a distance of 19.08 feet to a point;

Thence, S 21°02'02" E a distance of 32.39 feet to a point;

Thence, S 53°23'00" W a distance of 20.35 feet to a point;

Thence, S 65°40'33" W a distance of 67.10 feet to a point;

Thence, N 24°19'27" W a distance of 25.00 feet to a point;

Thence, S 65°40'33" W a distance of 262.98 feet to a point;

Thence, S 53°22'14" W a distance of 38.10 feet to a point;

Thence, S 41°07'32" W a distance of 60.46 feet to a point in said Northerly Southwest boundary line;

Thence along said boundary line, N 51°13'51" W a distance of 25.07 feet to the Point of Beginning containing 0.31 acre.

The 0.31 acre being part of the 2.73 acres total, as shown on Sheet 1, "Area of Temporary Workspace".

DESCRIPTION FOR THE PROPOSED 25' TEMPORARY WORKSPACE

Beginning at a point located N 52°23'43" E a distance of 374.07 feet from the said Point of Beginning for the Proposed 50' Permanent Easement;

Thence, N 24°19'27" W a distance of 25.00 feet to a point;

Thence, N 65°40'33" E a distance of 56.10 feet to a point;

Thence, N 53°23'00" E a distance of 31.64 feet to a point in the Southwesterly right-of-way line of County Road 41 (Decker Hollow Road);

Thence along said right-of-way line, S 26°54'11" E a distance of 25.36 feet to a point;

Thence, S 53°23'00" W a distance of 30.05 feet to a point;

Thence, S 65°40'33" W a distance of 58.79 feet to the Point of Beginning containing 0.05 acre.

The 0.05 acre being part of the 2.73 acres total, as shown on Sheet 1, "Area of Temporary Workspace".

DESCRIPTION FOR THE PROPOSED 50'x50' ADDITIONAL TEMPORARY WORKSPACE

Beginning at a point located N 67°42'20" E a distance of 397.24 feet from the said Point of Beginning for the Proposed 50' Permanent Easement;

Thence, N 65°40'33" E a distance of 36.63 feet to a point;

Thence, N 53°23'00" E a distance of 20.35 feet to a point in the Southwesterly right-of-way line of County Road 41 (Decker Hollow Road);

Thence along said right-of-way line, S 21°02'01" E a distance of 45.94 feet to a point;

Thence, S 34°43'10" E a distance of 5.75 feet to a point;

Thence, S 53°23'00" W a distance of 13.20 feet to a point;

Thence, S 65°40'33" W a distance of 42.01 feet to a point;


Thence, N 24°19'27" W a distance of 50.00 feet to the Point of Beginning containing 0.06 acre.

The 0.06 acre being part of the 0.35 acre total, as shown on Sheet 1, "Area of Additional Temporary Workspace".

NYSPLS LIC. NO. 050820
DONALD P. SCHEER
MASER CONSULTING P.A.

DATE: 9/11/14

PART 2

DRAWING NO. 26-03-70/0001-115 26-03-70/0001-116		REFERENCE TITLE ALIGNMENT SHEET ALIGNMENT SHEET		CONSTITUTION PIPELINE COMPANY, LLC PROPOSED 30" NATURAL GAS PIPELINE CROSSING PROPERTY OF JAMES E. BIXBY and MARGARET G. BIXBY TOWN OF MIDDLEBURGH SCHOHARIE COUNTY, NEW YORK						
NO.	DATE	BY	REVISION DESCRIPTION	W.O. NO.	CHK.	APP.	DRAWN BY: GIE	DATE: 06-20-14	ISSUED FOR BID:	SCALE: NONE
A	08-13-14	GIE	ISSUED FOR CONDEMNATION APPROVAL	1110415			CHECKED BY: KG	DATE: 08-13-14	ISSUED FOR CONSTRUCTION:	
B	08-08-14	GIE	REVISED - ISSUED FOR CONDEMNATION APPROVAL	1110415			APPROVED BY: DPS	DATE: 08-08-14	DRAWING NUMBER: 26-06-85/113.16-10-0	SHEET 10
O	08-08-14	GIE	APPROVED	1110415			WO: 1110415			OF 10